

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 1:30 P.M. Present: Honorable Timothy S. Buckley, Acting Presiding Justice; Honorable Dennis A. Cornell, Associate Justice; Honorable Betty L. Dawson, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Jill Rivera, Assistant Deputy Clerk.

**F040627      People v. Tabudlo**

Cause called and argued by Victor S. Haltom, Esq., counsel for appellant and by Kathleen A. McKenna, Esq., Deputy Attorney General, counsel for respondent.

Submission deferred.

**F041459      People v. Tabudlo**

Cause called and argued by Victor S. Haltom, Esq., counsel for appellant and by Kathleen A. McKenna, Esq., Deputy Attorney General, counsel for respondent.

Submission deferred.

**F040121      In re Frank Tabudlo on Habeas Corpus**

Cause called and argued by Victor S. Haltom, Esq., counsel for petitioner and by Kathleen A. McKenna, Esq., Deputy Attorney General, counsel for respondent.

Submission deferred.

Court recessed until Tuesday, March 8, 2004 at 10:00 A.M.

**F042967      Kim v. Southern Sierra Council Boy Scouts of America**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F043067      In re Derrick B., a Minor**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**F042213      People v. Aguirre**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F041775      Mosley v. Hudner et al.**

The judgment is reversed. Costs are awarded to Mosley. Buckley, Acting P.J.

We concur: Wiseman, J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F041517      People v. Dominguez**

The judgment is affirmed. Gomes, J.

We concur: Dibiaso, Acting P.J.; Dawson, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F043059      In re Bernardino V., a Minor**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F043059      In re Bernardino V., a Minor**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F041305      People v. Sanchez**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**F043858      People v. Beltran**

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F040322      People v. Calderon**

The judgment of conviction is affirmed. The sentence imposed upon appellant is vacated and the matter is remanded to the trial court for a new sentencing hearing. A new abstract shall be prepared and distributed when appropriate. Dibiaso, Acting P.J.

We concur: Vartabedian, J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]